

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

QUANERGY SYSTEMS, INC.,

Plaintiff,

v.

VELODYNE LIDAR, INC.,

Defendant.

Case No. 16-cv-05251-EJD

**OMNIBUS ORDER RE:
ADMINISTRATIVE MOTIONS TO
SEAL**

Re: Dkt. Nos. 63, 67, 70, 80

Before the Court are administrative motions to seal filed by the parties in connection with the parties' claim constructions disclosures and briefing. For the reasons set forth below, the motions are GRANTED.

I. LEGAL STANDARD

"Historically, courts have recognized a 'general right to inspect and copy public records and documents, including judicial records and documents.'" *Kamakana v. City and Cnty. of Honolulu*, 447 F.3d 1172, 1178 (9th Cir. 2006) (quoting *Nixon v. Warner Commc'ns, Inc.*, 435 U.S. 589, 597 & n.7 (1978)). Consequently, access to motions and their attachments that are "more than tangentially related to the merits of a case" may be sealed only upon a showing of "compelling reasons" for sealing. *Ctr. for Auto Safety v. Chrysler Grp., LLC*, 809 F.3d 1092, 1101-02 (9th Cir. 2016). Filings that are only tangentially related to the merits may be sealed upon a lesser showing of "good cause." *Id.* at 1097. In addition, sealing motions filed in this district must be "narrowly tailored to seek sealing only of sealable material." Civil L.R. 79-5(b). A party moving to seal a document in whole or in part must file a declaration establishing that the identified material is "sealable." Civ. L.R. 79-5(d)(1)(A). "Reference to a stipulation or

protective order that allows a party to designate certain documents as confidential is not sufficient to establish that a document, or portions thereof, are sealable.” *Id.*

II. DISCUSSION

The Court has reviewed each of the parties’ sealing motions and the declarations submitted in support thereof. The Court finds that the parties have articulated compelling reasons and good cause to seal the submitted documents. The Court’s rulings on the sealing requests are set forth in the tables below:

A. Dkt. No. 63

<u>Materials to be Sealed</u>	<u>Order</u>
Exhibit C to the First Amended Joint Claim Construction and Prehearing Statement	GRANTED as to portions sought to be sealed (p. 21 ll. 12-22).

B. Dkt. No. 67

<u>Materials to be Sealed</u>	<u>Order</u>
Exhibit C to the Second Amended Joint Claim Construction and Prehearing Statement	GRANTED as to portions sought to be sealed (p. 21 ll. 12-22).

C. Dkt. No. 70

<u>Materials to be Sealed</u>	<u>Order</u>
Velodyne Lidar Inc.’s Opening Claim Construction Brief	GRANTED as to portions sought to be sealed (p. 15 ll. 19-21).
Exhibit F to the Declaration of Brett M. Sanford	GRANTED.

D. Dkt. No. 80

<u>Materials to be Sealed</u>	<u>Order</u>
Exhibit 1 to Quanergy’s Responsive Claim Construction Brief	GRANTED as to portions sought to be sealed (p. 49-50, 53).

III. ORDER

For the foregoing reasons, the sealing motions are GRANTED.

IT IS SO ORDERED.

Dated: October 4, 2017



EDWARD J. DAVILA
United States District Judge